

# EXHIBIT 48



## Transcript of **Kate Kennedy**

Friday, April 8, 2022

*National Coalition on Black Civic Participation, et al.  
v. Jacob Wohl, et al.*

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Reference Number: 114859

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE SOUTHERN DISTRICT OF NEW YORK

3 -----X  
4 NATIONAL COALITION ON BLACK CIVIC  
5 PARTICIPATION, MARY WINTER, GENE STEINBERG,  
6 NANCY HART, SARAH WOLFF, KAREN SLAVEN, KATE  
7 KENNEDY, EDA DANIEL, AND ANDREA SFERES,  
8 Plaintiffs,  
9 Civil Action No.:  
10 20-cv-8668 (VM)(OTW)

11 People of the STATE OF NEW YORK, by its  
12 attorney general, LETITIA JAMES, ATTORNEY  
13 GENERAL OF THE STATE OF NEW YORK,

14 v.

15 JACOB WOHL, JACK BURKMAN, J.M. BURKMAN &  
16 ASSOCIATES, LLC, PROJECT 1599, MESSAGE  
17 COMMUNICATIONS, INC., ROBERT MAHANIAN, and JOHN  
18 and JANE DOES 1-10,

19 Defendants.

20 -----X  
21 April 8, 2022  
22 1:04 p.m.  
23  
24  
25

26 REMOTE EXAMINATION BEFORE TRIAL of KATE  
27 KENNEDY, the Plaintiffs in the above-entitled  
28 action, taken on behalf of the Defendants, held  
29 at the above date and time, and taken before  
30 Dorene Glover, an RSR Reporter and Notary  
31 Public within and for the State of New York.

1 A P P E A R A N C E S:

2

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20 BY: RICK SAWYER, ESQ.  
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1 Q. What is your race or ethnicity?

2 A. I'm a Caucasian, a White person.

3 Q. And what are your current political  
4 affiliations?

5 MR. GOLD: Objection. You may  
6 answer.

7 A. Yes, I'm a member of the democratic  
8 party.

9 Q. Are you a registered voter?

10 A. I am.

11 Q. Where are you registered to vote?

12 A. In East Cleveland, Ohio.

13 Q. And your voter registration  
14 address, is that the same address that you gave  
15 to Ms. Glover in the beginning?

16 A. Yes.

17 Q. How long have you been a registered  
18 democrat?

19 A. I don't really know.

20 Q. Did you vote in -- well, is it over  
21 20 years?

22 MR. GOLD: Objection.

23 Q. If you know.

24 A. I don't know.

25 Q. Is it over 10 years?

1 A. Yes.

2 Q. Did you vote in the 2020  
3 presidential election?

4 A. Yes, I did.

5 Q. Did you vote in person?

6 A. Did I vote in person?

7 Q. Yes.

8 A. No.

9 Q. How did you vote?

10 A. I voted by mail.

11 Q. Had you voted in person for other  
12 federal, state or local elections in the past?

13 A. Absolutely, yes.

14 Q. Have you voted in person for any  
15 federal, state or local election taking place  
16 after the 2020 presidential election?

17 A. Have I -- did you say have I voted  
18 by mail or in person?

19 Q. In person after the 2020 election?

20 A. I voted in person in the last  
21 election that we had 2021, I think.

22 Q. Who did you vote for for president  
23 in the 2020 presidential election?

24 MR. GOLD: Objection.

25 A. Joe Biden.

1           A.     That you will stay safe. In other  
2 words, nothing bad will happen to you if you  
3 don't vote by mail.

4           Q.     And how did this Robocall impact  
5 your life?

6           A.     It made me it upset me. It made me  
7 angry that people are being -- I thought they  
8 were being lied to. I still think so. Things  
9 are being, you know, pretty much out of  
10 proportion to get people some other way or no  
11 way at all to vote.

12          Q.     Besides this Robocall, were there  
13 other avenues of communication that you heard  
14 that you felt were lies about the 2020  
15 presidential election?

16          A.     Absolutely.

17          Q.     What were they?

18          A.     Oh, geez, I don't know. I mean, is  
19 two large parties were completely at odds with  
20 one another. So somebody had to be lying.

21          Q.     So you think with all the  
22 communication that took place at the 2020  
23 election, that one side was lying and one side  
24 was telling the truth?

25                   MR. GOLD: Objection.

1 MR. SCHWARTZ: Appreciate it.

2 Thank you very much, Ms. Kennedy. The  
3 defendants are done with their  
4 questioning. I don't know if anyone  
5 else has any questions for the witness.

6 MR. GOLD: We're going to take a  
7 break.

8 (Whereupon, a short break was  
9 taken.)

10 EXAMINATION BY

11 MR. GOLD:

12 Q. Ms. Kennedy, how did you feel when  
13 you heard the Robocall how did it make you  
14 feel?

15 A. I felt real kind of annoyed and  
16 also angry, frustrated that people would do  
17 these things -- kinds of things to manipulate  
18 people not to vote.

19 Q. Why manipulated people not to vote?

20 A. I think voting is important. I  
21 think if everybody doesn't vote, then we don't  
22 get the kind of democracy that we should have.  
23 People have a say in things and, you know,  
24 things are good for them. You know the  
25 American dream can be done in a lot of ways.



## C E R T I F I C A T E

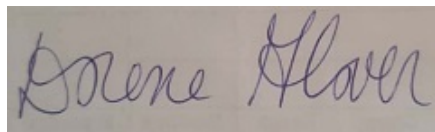
STATE OF NEW YORK                    )  
  SS.:  
COUNTY OF BRONX                    )

I, DORENE GLOVER, a Notary Public for  
and within the State of New York, do hereby  
certify:

That the witness whose examination is  
hereinbefore set forth was duly sworn and that  
such examination is a true record of the  
testimony given by that witness.

I further certify that I am not related  
to any of the parties to this action by blood  
or by marriage and that I am in no way  
interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 25th day of April, 2022.



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DORENE GLOVER